

AMENDED IN ASSEMBLY MAY 27, 2005

AMENDED IN ASSEMBLY MAY 4, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 1535

Introduced by Assembly Member Bass

February 22, 2005

An act to add Section 4637.6 to the Welfare and Institutions Code, relating to developmental services.

LEGISLATIVE COUNSEL'S DIGEST

AB 1535, as amended, Bass. Developmental services.

Existing law, the Lanterman Developmental Disabilities Services Act, requires the State Department of Developmental Services to allocate funds to private nonprofit regional centers for the provision of community services and support for persons with developmental disabilities and their families, and sets forth the duties of the regional centers, including, but not limited to, development of individual program plans and the monitoring of services.

This bill would require the department to prepare, or contract with an appropriate research facility to prepare, ~~annual reports~~ *a report every three years* that ~~set~~ *sets* forth expenditures for the purchase of services and denials of eligibility for the prior ~~three~~ *three* fiscal ~~year~~ *years* for each regional center aggregated by race and ethnicity of the consumers, would require the department to post the information on its Web site, and would require the regional center to submit related information.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. The Legislature finds and declares all of the following:

(a) Studies conducted by the State Department of Developmental Services and other research organizations have detected differences in per-capita expenditures for regional center services across ethnic groups, and these studies indicate that further study is needed to better understand these differences.

(b) Local regional centers, the communities they serve, and the state have a responsibility to identify and remove inappropriate ethnic or racial bias in the delivery of services, if they exist.

SEC. 2. Section 4637.6 is added to the Welfare and Institutions Code, to read:

4637.6. (a) By August 30th of each year 30, 2006, and every third year thereafter, the department shall prepare, or contract with an appropriate research entity to prepare, a report for the prior fiscal year three fiscal years that sets out expenditures for the purchase of services for each regional center, by race and ethnicity, as set forth in subdivision (b).

(b) Each regional center shall submit to the department, the cost for purchases of service for each of the following categories:

(1) Out-of-home expenses.

(2) Day programs.

(3) Transportation.

(4) Medical care.

(5) In-home respite.

(6) Out-of-home respite.

(7) Other nonmedical services.

(8) Support services.

(9) Total purchase of service which shall sum the cost categories in paragraphs (1) to (8), inclusive.

(c) The race and ethnic categories shall include at least Asian, Black/African American, Filipino, Latino/Hispanic, Native American, other, Polynesian, unknown, and White.

(d) The report shall include an analysis of the purchases of service cost by race and ethnicity, for each regional center, and shall control for all of the following independent variables, contained in the Client Development Evaluation Report (CDER):

(1) Client chronological age.

- 1 (2) Residence type.
- 2 (3) Client's primary programming/characteristic.
- 3 (4) Level of mental retardation.
- 4 (5) Levels of adaptive and maladaptive behaviors.
- 5 (6) Ethnicity.
- 6 (7) Client's regional center.

7 (e) The department shall, by August ~~30th, of each year~~ 30,
8 *2006, and each third year thereafter*, prepare, or contract with an
9 appropriate research entity to prepare, reports setting forth the
10 total number of notices of proposed action, by each regional
11 center for the prior ~~fiscal year~~ *three fiscal years*, that terminate
12 continuing eligibility to recipients, or that deny initial eligibility
13 to applicants, for regional center services aggregated as follows:

- 14 (1) For each race/ethnic category.
- 15 (2) For individuals who do not speak English as their primary
16 language.
- 17 (3) For notices that are not in English.

18 (f) Each regional center shall promptly provide the data
19 requested by the department to enable the department to produce
20 the ~~annual~~ reports.

21 (g) The department shall post the ~~annual~~ reports on its Web
22 site on completion and shall make the report available upon
23 request. Each regional center that has a Web site shall include a
24 link to the department's reports.